

**UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF PENNSYLVANIA**

**JAMES GEORGE DOURIS**

**Plaintiff,**

**v.**

**GENUARDI'S FAMILY MARKETS**

**Defendant.**

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**CIVIL ACTION NO.  
03-CV-3076**

**DEFENDANT'S ANSWER AND OPPOSITION TO MOTION  
TO INCLUDE THE ACT OF DISCRIMINATION UNDER THE  
ROBINSON-PATMAN ACT, TITLE 15 U.S.C. SECTION 13**

Defendant Genuardi's Family Markets ("Genuardi's") hereby answers and opposes Douris' Motion to Include the Act of Discrimination Under the Robinson-Patman Act, in accordance with the numbered paragraphs thereof, as follows:

1. Genuardi's is without knowledge or information sufficient to form a belief as to the truth of the averments of paragraph 1. As such, they are denied.

2. The averments of paragraph 2 state conclusions of law to which no response is required. To the extent a response is deemed necessary, the averments of paragraph 2 are denied.

3. Genuardi's is without knowledge or information sufficient to form a belief as to the truth of the averments of paragraph 3. As such, they are denied.

4. Genuardi's is without knowledge or information sufficient to form a belief as to the truth of the averments of paragraph 4. As such, they are denied.

5. The averments of paragraph 5 state conclusions of law to which no response is required. To the extent a response is deemed necessary, the averments of paragraph 5 are denied.

6. The averments of paragraph 6 state conclusions of law to which no response is required. To the extent a response is deemed necessary, the averments of paragraph 6 are denied.

7. The averments of paragraph 7 state conclusions of law to which no response is required. To the extent a response is deemed necessary, the averments of paragraph 7 are denied.

8. The averments of paragraph 8 state conclusions of law to which no response is required. To the extent a response is deemed necessary, the averments of paragraph 8 are denied.

9. The averments of paragraph 9 state conclusions of law to which no response is required. To the extent a response is deemed necessary, the averments of paragraph 9 are denied.

10. The averments of paragraph 10 state conclusions of law to which no response is required. To the extent a response is deemed necessary, the averments of paragraph 10 are denied.

11. The averments of paragraph 11 state conclusions of law to which no response is required. To the extent a response is deemed necessary, the averments of paragraph 11 are denied.

12. The averments of paragraph 12 state conclusions of law to which no response is required. To the extent a response is deemed necessary, the averments of paragraph 12 are denied.

13. The averments of paragraph 13 state conclusions of law to which no response is required. To the extent a response is deemed necessary, the averments of paragraph 13 are denied.

14. Denied.

WHEREFORE, Defendant Genuardi's Family Markets respectfully requests that this Court deny the Motion of Plaintiff James George Douris as it is wholly devoid of merit.

Dated: November 14, 2003

Respectfully submitted,

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Kristine Grady Derewicz  
Attorney I.D. No. 60548  
Erika B. Fisher  
Attorney I.D. No. 87949  
Littler Mendelson, P.C.  
Three Parkway, Suite 1400  
1601 Cherry Street  
Philadelphia, PA 19103  
(267) 402-3003  
Attorneys for Defendant

**CERTIFICATE OF SERVICE**

I, Erika B. Fisher, hereby certify I caused a copy of the foregoing Opposition to Motion to Include the Act of Discrimination Under the Robinson-Patman Act and Memorandum of Law in Support Thereof, to be on served this date, via first class mail, upon:

James George Douris  
728 Tower View Drive  
Newtown, PA 18940

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Erika B. Fisher

Dated: November 14, 2003